

CLASSIFICATION OFFICE DECISION

Title of publication: cf755a660e58373cb2bfd08086d24f

Other known title(s): Not stated

OFLC ref: 1800360.013

Medium: Image File

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification: Objectionable.

Descriptive note: None

Display conditions: None

Date of entry in Register: 15 October 2018

Date of direction to issue a label: No direction to issue a label has been issued

Date of notice of decision: 15 October 2018

Summary of reasons for decision:

The file is a photo taken from a video also under consideration (see OFLC Ref: 1800360.029). It depicts a man involving two children in sexual activity and is a record of their exploitation. It is classified objectionable because it promotes and supports the exploitation of children for sexual purposes under s 3(2)(a) of the Films, Videos, and Publications Classification Act 1993. The image is intended for the sexual arousal of adults with an interest in children and has the effect of legitimising them as appropriate subjects for adult sexual fantasy and desire and promotes the idea that they are freely available for adult sexual use. This classification interferes with the right to freedom of expression as affirmed by the New Zealand Bill of Rights Act 1990, however it is consistent with Parliament's intention that publications that promote and support s3(2) criteria are deemed objectionable. The classification also reflects the concern of New Zealand society to protect its young and vulnerable members from sexual exploitation.